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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09 985,823	11/06/2001	Akiko Tara	2001_1650A	4472

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EXAMINER	
COMAS, YAHVEH	
ART UNIT	PAPER NUMBER
2834	

DATE MAILED: 06/30/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)
	09/985,823	TAIRA ET AL.
	Examiner	Art Unit
	Yahveh Comas	2834

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on \_\_\_\_\_.
- 2a) This action is FINAL.      2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-9 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-9 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 12/06/2001 is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) The proposed drawing correction filed on \_\_\_\_\_ is: a) approved b) disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.
- 12) The oath or declaration is objected to by the Examiner.

#### Priority under 35 U.S.C. §§ 119 and 120

- 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) All b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).\* See the attached detailed Office action for a list of the certified copies not received.
- 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
a) The translation of the foreign language provisional application has been received.
- 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                    | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____  |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                           | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) <u>603</u> . | 6) <input type="checkbox"/> Other: _____                                    |

## **DETAILED ACTION**

### ***Drawings***

1. Figure 3 and 4 should be designated by a legend such as --Prior Art-- because only that which is old is illustrated. See MPEP § 608.02(g). A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.
2. The drawings are objected to under 37 CFR 1.83(a) because they fail to show the stator winding in parallel as described in the specification. Any structural detail that is essential for a proper understanding of the disclosed invention should be shown in the drawing. MPEP § 608.02(d). A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

### ***Claim Rejections - 35 USC § 112***

3. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

4. Claim 2 and 9 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. The specification doesn't describe in a clear way if the winding of the stator winding

of each motor is in parallel or is the connection from the stator winding of each motor the one to be connected in parallel.

***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claim 1 and 3 are rejected under 35 U.S.C. 102(b) as being anticipated by Onuma JP Patent No. 63228941.

Onuma disclose a compound motor with a plurality of motors (33 and 34) and each motor comprising a stator having a winding and a rotating supported on said stator, sharing the same axis and each motor has a different number of poles. The motors are disposed along the rotational axis in order of poles from lowest to highest, connected in parallel to a common power circuit and each rotating member (32 and 32c) is rotatably supported by bearings and can rotate independently of one another.

***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over Onuma JP Patent No. 63228941 in view of Abukawa et al U.S. Patent No. 6,335,582.

Since is not clear the connection regarding to the stator winding the examiner assume that the winding in the stator winding is the one to be in parallel.

Onuma disclose the claimed invention except that the stator winding of each motor is connected in parallel to a common power circuit. However, Abukawa disclose a motor with a parallel winding connection for the purpose of reducing the number of terminal to be processed (for example fig. 12).

It would have been obvious to one having skill in the art at the time the invention was made to modify Onuma's invention and provide the motor with a stator winding connected in parallel for the purpose of reducing the number of terminal to be processed.

5. Claim 4-8 are rejected under 35 U.S.C. 103(a) as being unpatentable over Onuma JP Patent No. 63228941 in view of Miki U.S. Patent No. 4,878,813.

Onuma, as applied above disclose the claimed invention except for blades disposed on the rotating member for evacuation. However, Miki disclose a turbo molecular pump with a motor with a operation ranging from low vacuum range up to an ultra high vacuum range performed by a single pump comprising a first rotor (26) and the second rotor (28) that can rotate independently of each other.

It would have been obvious to one having skill in the art at the time the invention was made to modify Onuma's invention and provide the motor with different number of poles in order to varied the number of revolution in each motor with blades for low vacuum range to an up vacuuum range performance.

6. Claim 9 is rejected under 35 U.S.C. 103(a) as being unpatentable over Onuma JP Patent No. 63228941 in view of Abukawa et al U.S. Patent No. 6,335,582 and in further view of Miki U.S. Patnt No. 4,878,813.

Onuma, as modify above, disclose the claimed invention except for blades disposed on the rotating member for evacuation. However, Miki disclose a turbo molecular pump with a motor with a operation ranging from low vacuum range up to an ultra high vacuum range performed by a single pump comprising a first rotor (26) and the second rotor (28) that can rotate independently of each other.

It would have been obvious to one having skill in the art at the time the invention was made to modify Onuma's invention and provide the motor with different number of poles in order to varied the number of revolution in each motor with blades for low vacuum range to an up vacuum range performance.

#### *Conclusion*

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yahveh Comas whose telephone number is (703) 305-3419. The examiner can normally be reached on M - F 8:00am - 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nestor Ramirez can be reached on (703) 308-1371. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 305-3432 for regular communications and (703) 308-0956 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

YC

June 26, 2003

*[Handwritten Signature]*  
KATHLEEN TAMA  
PATENT EXAMINER